

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 09/772,504 Confirmation No.: 9180  
Applicant : GEE-KUNG CHANG  
Title : OPTICAL LAYER MULTICASTING USING A MULTIPLE  
SUB-CARRIER HEADER AND MULTICAST SWITCH WITH  
ACTIVE HEADER INSERTION VIA REFLECTIVE SINGLE  
SIDEband OPTICAL PROCESSING  
Filed : 01/30/2001  
TC/A.U. : 2633  
Examiner : LEUNG, CHRISTINA Y.  
Docket No. : APP 1349-US (UC2002-395-1)  
Cust. No. : 8156

**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING  
REJECTION OVER A PRIOR PATENT**

THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, as owner of a 100 percent interest in the instant application, hereby disclaims, except as provided below, the terminal part of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of any one of the following prior U.S. Patents:

6,766,114  
6,757,495  
6,757,496  
6,760,549  
6,819,666  
6,757,497  
6,754,450

11/15/2005 MGE BREM1 0000009 09772504

01 FC:2814

65.00 OP

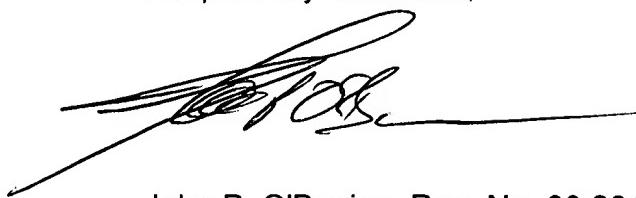
The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the foregoing prior patents are commonly owned. This agreement runs with the patent granted on the instant application and is binding upon the grantee, its successors and/or assigns. In making this disclaimer, the owner does not disclaim any terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. § 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Appl. No.: 09/772,504  
Amtd. Dated: 11/09/2005  
Off. Act. Dated: 08/09/2005

The undersigned is the attorney of record.

Date: 11/9/05

Respectfully submitted,



John P. O'Banion, Reg. No. 33,201  
O'BANION & RITCHEY LLP  
400 Capitol Mall, Suite 1550  
Sacramento, CA 95814  
(916) 498-1010



## CERTIFICATION UNDER 37 CFR 1.8

I hereby certify that the foregoing:

### Terminal Disclaimer

is being deposited with the United States Postal Service on November 9, 2005  
with sufficient postage as first class mail in an envelope addressed to the:  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

JOHN P. O'BANION

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